



**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

*In re* Application of ) Confirmation No. 5063  
                          )  
Richard E. Rothman   ) Examiner: S. Chunduru  
                          )  
Serial No. 09/940,860 ) Group Art Unit: 1637  
                          )  
Filed: August 29, 2001 ) Atty. Dkt. No. 01107.00185

For: MOLECULAR DIAGNOSIS OF BACTEREMIA

**AMENDMENT AND RESPONSE TO NON-FINAL OFFICE ACTION**

United States Patent and Trademark Office  
Customer Service Window  
Mail Stop AF  
Randolph Building  
401 Dulany Street  
Alexandria, VA 22314

Sir:

In response to the non-final Office Action mailed December 13, 2005, applicants request reconsideration of the patentability of the rejected claims in view of the remarks and evidence presented. Claims 2, 4-23, and 33-34 are pending. Claims 2 and 4-22 stand rejected. Claim 23 is indicated as free of prior art. No other rejection of claim 23 stands. Claims 33 and 34 are new.

Attachments to this Response include appendices A-J.

Please charge the fee for a three-month extension of time to our Deposit Account No. 19-0733. We believe no other fee is due for consideration of this response. If any other fee is due please charge our Deposit Account No. 19-0733.